



RULE-MAKING ORDER

CR-103 (June 2004)
(Implements RCW 34.05.360)

Agency: Department of Social and Health Services, Health and Recovery Services Administration

☐ Permanent Rule
☒ Emergency Rule

Effective date of rule:

Permanent Rules

- ☐ 31 days after filing.
☐ Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:

Emergency Rules

- ☒ Immediately upon filing.
☐ Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

☐ Yes ☒ No If Yes, explain:

Purpose:

Section 107 of 2SSB6793 (Chapter 333 Laws of 2006) changes the way hospital beds are allocated to the Regional Support Networks (RSNs) in the state mental health system. Section 404 makes the law effective immediately. The changes to the hospital bed allocation make the existing WAC section erroneous.

Citation of existing rules affected by this order:

Repealed: 388-865-0203
Amended: None
Suspended: None

Statutory authority for adoption: RCW 71.24.035

Other authority : 2006 c 333 § 107

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR _____ on _____ (date)
Describe any changes other than editing from proposed to adopted version:

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
Address: _____ fax () _____
e-mail _____

ADOPTION
PERMANENT
EMERGENCY

EFFECTIVE DATE:

8/10/06

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- ☐ That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
☒ That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

Section 107 of 2SSB6793 (Chapter 333 Laws of 2006) changes the way hospital beds are allocated to the RSNs in the state mental health system. Section 404 makes the law effective immediately. The changes to the hospital bed allocation make the existing WAC section erroneous. The Department has filed a proposed rule as WSR 06-14-085 to repeal this section permanently, and a hearing is scheduled for August 8, 2006.

Date adopted:

8/10/06

NAME (TYPE OR PRINT)

Andy Fernando

SIGNATURE

Andy Fernando

TITLE

Manager, Rules and Policies Assistance Unit

CODE REVISER USE ONLY

CODE REVISER'S OFFICE STATE OF WASHINGTON FILED	
AUG 10 2006	
TIME	4:28
WSR	06-17-066
	AM PM

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	<u>1</u>

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted in the agency's own initiative:

New	___	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	<u>1</u>

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-865-0203

Allocation formula for state
hospital beds.